

## TOWN BOARD MEETING

MARCH 04, 2006

Supervisor Pagones opened the Regular Town Board meeting at 10:00 am, Town Hall, 807 Rout 52, Fishkill, New York and led the audience with the "Pledge of Allegiance".

Present: Supervisor Joan A. Pagones; Town Board members, Steve Ferguson, Ronald Leenig, Heather Malvarosa, Dennis Zack; Town Attorney, Ronald Blass; Paul Gromkowski - Housing Director; James A. Foy - Receiver of Taxes; Robert Wheeling - Comptroller; Donald Williams - Police Chief; Christopher Colsey - Municipal Development Director; John Darcy - Assistant Housing; Joel Petrus - Building; County Legislator – Allison MacAvery; resident – Thomas Barr; and Town Clerk, Darlene Bellis

### **PRIVILEGE OF THE FLOOR FOR AGENDA ITEMS**

**Motion** made by Councilwoman Malvarosa **to go into privilege of the floor for agenda items. Seconded** by Councilman Zack

Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)

Motion Carried unanimously 5-0

None

### **Regular Order of Business**

**Motion** made by Councilwoman Malvarosa **to go back into the regular order of business. Seconded** by Councilman Zack

Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)

Motion Carried unanimously 5-0

Allison MacAvery commended the Supervisor on her leadership and the initiative to hold Town Board meetings on Saturday.

Allison MacAvery also gave her monthly report addressing the following issues: housekeeping resolutions, amended the budget, they will seek a grant to buy software, extended timeline to enhance juvenile sex offenders law, looked at loans for the flooded areas, the voting forum is rescheduled for march 30<sup>th</sup> due to the snow storm, looked at the tax break on clothing, did not pass bond on buying vehicles, the next mtg. will be March 15<sup>th</sup> where they will discuss increased services to the loop bus, Dutchess County Office of Aging is holding a meeting on March 11<sup>th</sup> to discuss long term insurance, there is need for blood donations and announced there is a site at IBM for blood drives.

Supervisor Pagones stated that Town holds blood drives through the Red Cross several times a year and if the Town had a poster we could hang up stating the site of IBM, it would be greatly appreciated. She then commented that Councilwoman Malvarosa is the liaison for transportation here at Town Hall and stated that Heather is interested in attending the loop bus meeting. Councilwoman Malvarosa asked if it included the whole transportation system or was the meeting just for the loop bus. Ms. MacAvery answered yes, she believes so.

Supervisor Pagones stated the voting forum will be held on March 30<sup>th</sup>, and the Town is very concerned about the charge back to the community. The Town would not like to see a situation where the town is charged back more than what the town has in their budget.

**ANNOUNCEMENTS**

Letter of appreciation from Cheryl Colarruso

Supervisor Pagones read (**copy attached to original minutes**) a letter Cheryl Colaruso expressing her appreciation to Cindy Starke for kind, pleasant and informative manner in the way she speaks to the public.

**APPROVAL OF MINUTES**

December 07, 2005 Regular Town Board meeting

Supervisor Pagones stated the minutes of December 07, 2005 were distributed for review and stated she would entertain a motion to approve the minutes as submitted.

**Motion** made by Councilman Ferguson **to approve the minutes of December 07, 2005 as submitted.** **Seconded** by Councilman Leenig Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)  
Motion Carried unanimously 5-0

**DISCUSSION(s)**

Fishkill Landing @ Waterfront DEIS comments from

Supervisor Pagones read (**copies attached to original minutes**) the following comments relating to the DEIS for Fishkill Landing @ Waterfront: Donald R. Striffler, Chelsea Fire District, Dutchess County Planning and Development, Mid-Hudson Geosciences, Ted Fink, AICP – GreenPlan, John Andrews, P.E. – Town Engineer.

The next step is to sit down with developer and go over these comments. Supervisor Pagones asked if the Town is in a position to accept the DEIS.

Town Attorney, Ronald Blass, stated the Town had two public hearings, closed off written comments by March 01<sup>st</sup>, the comment period is closed, the developer has the obligation to prepare a FEIS, and the purpose is to collect all of the issues raised during the public comment period.

No action is planned for this meeting.

West Hook Sand & Gravel, Inc.

Supervisor Pagones read (**copy attached to original minutes**) a letter regarding the West Hook Sand & Gravel Inc. mine expansion and modification. She stated that the Dec is asking to serve as lead agency. After a brief discussion the Board had no problem with the request.

**Motion** made by Supervisor Pagones **stating that the Board does not object to NYSDEC being lead agency but does request that the Town's response be clearly identified and outlined relating to usage of Town roads. Seconded** by Councilwoman Malvarosa  
Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye)  
Zack abstained – property backs up to west hook  
Motion Carried 4-0, 1-abstention

Janet Eggeling – Rombout Water District

Supervisor Pagones read (**copy attached to original minutes**) a letter from town engineer recommending that the town attorney and town engineer be authorized to prepare a contract for the out-of-district tenant usage of Rombout Water District for Janet Eggeling.

**Motion** made by Councilman Ferguson **to authorize the Town Attorney and Town Engineer to prepare the necessary out-of-district tenant contracts with Janet Eggeling and the Rombout Water District. Seconded** by Councilman Zack  
Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)  
Motion Carried unanimously 5-0

MOTION(s) TO APPROVE/ADOPT

2006 Agreement to spend Town Highway Funds

Supervisor Pagones read (**copy attached to original minutes**) an agreement to spend town highway funds in the amount of \$765,900.

**Motion** made by Councilman Ferguson **to approve the agreement to spend town highway funds in the amount of \$765,900 as submitted by Town Highway Superintendent, Glenn Scofield. Seconded** by Councilman Zack  
Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)  
Motion Carried unanimously 5-0

Permission to use Dutchess Stadium parking lot as starting point for The Lost Wheels Motorcycle Club annual poker run

Councilman Ferguson read (**copy attached to original minutes**) a letter from Dan Armstrong, Sergeant of Arms, Lost Wheels Motorcycle Club, requesting permission to use the Dutchess Stadium parking lot as a starting point for the Lost Wheels Motorcycle Club's annual poker run and made a **Motion to approve said request. Seconded** by Councilman Zack Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)  
Motion Carried unanimously 5-0

**MOTION(s) TO APPOINT**

Assistant Director All Day Camp - Allison Cochran

**Motion** made by Councilwoman Malvarosa **to appoint Allison Cochran as the Assistant Director for the All Day Camp at Brinckerhoff effective 03-06-2006 @ \$12.00/hour. Seconded** by Councilman Zack Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)  
Motion Carried unanimously 5-0

**BUDGET TRANSFERS**

**Motion** made by Councilwoman Malvarosa **to approve the budget transfers as submitted as follows:**

Comptroller           \$ 194           to cover cost of ACO salary (Cola 2%) from  
contingency

(**copy attached to original minutes**)

**Seconded** by Councilman Zack

Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)

Motion Carried unanimously 5-0

**NEW and OLD BUSINESS**

Councilwoman Malvarosa

She reported on rabies/dog licensing new system software project (**presentation attached to original minutes**).

She reported on the homeland security disaster preparation (**presentation attached to original minutes**).

Councilman Zack

Stated his new assignment is going very well. He stated that the Parks are getting the parks ready with thanks to Bill Ratigan , Brandon Knapp, and Jeff Lucariello.

**TOWN BOARD MEETING**  
**Page 5**

**MARCH 04, 2006**

Supervisor Pagones

She stated she had the opportunity to be a panelist at the Association of Towns regarding the renewals on the cablevision franchise agreements. We are looking to have every town facility wired for free cable which would include the schools and libraries. There will be a public access TV studio that is going to be ready for the Town downstairs in the old police station, this will be for the broadcasting of events like disaster planning, and revaluation program. It would not be for the purpose of televising the meetings of the Town hall but for the purpose of televising special events of the Town. It is important to know that the Association of Towns networking has biggest advantage and is important to share and to help other towns with experience.

Councilman Ferguson

He gave an overview of the classes he attended at the Association of Towns highlighting the Highway Superintendents regarding the checks and balances work with spending money in improving projects, the cablevision seminar was interesting. The Town is going to have high speed internet and the cable company has provided the Town with \$3,000 of equipment for our own TV studio. He stated he went to a 4 hour personnel seminar learning about the state and federal laws, and attended a contract negotiation seminar.

He continued by saying they are waiting for a preliminary design and cost regarding the Vietnam Memorial, this will also include the war dog memorial. The fire training center has finished the design and cost and will have another meeting to discuss such.

Councilman Leenig

He stated the Cablevision seminar was very interesting, the open public meetings seminar was interesting and he is happy to report the town is doing more than what is required. The Chairman or Supervisor is to have total control of the meetings.

James Wick water contract

Supervisor Pagones read (**copy attached to original minutes**) a resolution authorizing the supervisor to execute a proposed out of district tenant agreement between James H. & Catherine A. Wick and the Rombout Water District.

**Motion** made by Councilman Zack **to approve and authorize the Supervisor to execute an Out-of district agreement between James and Catherine Wick and the Rombout Water District.** **Seconded** by Councilman Ferguson

|           |                        |     |
|-----------|------------------------|-----|
| Roll Call | Councilman Ferguson    | aye |
|           | Councilman Leenig      | aye |
|           | Councilwoman Malvarosa | aye |
|           | Councilman Zack        | aye |
|           | Supervisor Pagones     | aye |

Motion Carried

**TOWN BOARD MEETING**  
**Page 6**

**MARCH 04, 2006**

James Wick sewer contract  
Supervisor Pagones read (**copy attached to original minutes**) a resolution authorizing the supervisor to execute a proposed out of district tenant agreement between James H. & Catherine A. Wick and the Rombout Sewer District.

**Motion** made by Councilman Zack **to approve and authorize the Supervisor to execute an Out-of district agreement between James and Catherine Wick and the Rombout Sewer District.** **Seconded** by Councilman Ferguson

|           |                        |     |
|-----------|------------------------|-----|
| Roll Call | Councilman Ferguson    | aye |
|           | Councilman Leenig      | aye |
|           | Councilwoman Malvarosa | aye |
|           | Councilman Zack        | aye |
|           | Supervisor Pagones     | aye |

Motion Carried

**ADJOURNMENT**  
**Motion** made by Councilman Zack **to adjourn the meeting.** **Seconded** by Councilman Ferguson  
Pagones (aye), Ferguson (aye), Leenig (aye), Malvarosa (aye), Zack (aye)  
Motion Carried unanimously 5-0

Meeting adjourned at 10:47 am

Respectfully submitted,

Darlene Bellis,  
Town Clerk